

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Charlie Hartford	Team: Squad #16	CCRB Case #: 201804896	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Sunday, 06/10/2018 2:05 AM	Location of Incident: Lincoln Terrace Park	Precinct: 77	18 Mo. SOL 12/10/2019	EO SOL 12/10/2019	
Date/Time CV Reported Wed, 06/13/2018 1:20 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 06/19/2018 11:08 AM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Matthew Erdman	08314	960500	077 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Daniel Briguglio	19092	958330	077 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Matthew Erdman	Off. Language: Police Officer Matthew Erdman made remarks to § 87(2)(b) based upon race.	

### Case Summary

On June 13, 2018, § 87(2)(b) filed this complaint with IAB via phone under original log# 18-22955. On June 19, 2018, this complaint was received by the CCRB.

On June 10, 2018, at approximately 2:05 a.m., in the vicinity of Lincoln Terrace Park in Brooklyn, PO Matthew Erdman of the 77<sup>th</sup> Precinct allegedly made remarks to § 87(2)(b) based upon race (**Allegation A: Offensive Language**, § 87(2)(g) § 87(2)(b) was issued a summons for being inside of a park after dusk.

This case does not contain video evidence.

### Findings and Recommendations

#### Allegation (A) Offensive Language: Police Officer Matthew Erdman made remarks to § 87(2)(b) based upon race.

§ 87(2)(b) stated during his verified interview that on June 10, 2018, at approximately 2:05 a.m., he was approached by two officers, PO Erdman and PO Daniel Briguglio of the 77<sup>th</sup> Precinct, in the vicinity of Lincoln Terrace Park in Brooklyn (Board Review 01). After an officer, identified by the investigation as PO Erdman, issued § 87(2)(b) a summons for § 87(2)(b), PO Erdman allegedly stated, “These niggers always are committing crimes.” No one aside from § 87(2)(b) PO Erdman and PO Briguglio was present when PO Erdman made this statement.

§ 87(2)(b) s initial complaint was generally consistent with his verified statement, although § 87(2)(b) attributed a slightly different verbiage – “You niggers out here doing this shit” – to PO Erdman (Board Review 02).

Both PO Erdman and PO Briguglio denied any officer making comments about § 87(2)(b) s race during the interaction (Board Reviews 03 and 04).

Patrol Guide Procedure 203-10 prohibits officers from making discourteous remarks regarding another person’s race (Board Review 07).

§ 87(2)(g)

### Civilian and Officer CCRB Histories

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- In PO Erdman’s two years as a member of the CCRB, he has been the subject of five allegations in four cases, § 87(2)(g)

### Mediation, Civil and Criminal Histories

- § 87(2)(b) rejected mediation during his CCRB interview (Board Review 01).

§ 87(2)(b) [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

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Squad No.: \_\_\_\_\_

Investigator: \_\_\_\_\_  
Signature Print Title & Name Date

Squad Leader: \_\_\_\_\_  
Signature Print Title & Name Date

Reviewer: \_\_\_\_\_  
Signature Print Title & Name Date